

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PEDRO ORTEGA also known as PETER ORTEGA,

Plaintiffs,

-against-

THE CITY OF NEW YORK, THE NEW YORK CITY
POLICE DEPARTMENT, DETECTIVE JAMES
LAMENDOLA, SHIELD #281, DETECTIVE "JOHN"
MURRAY, DETECTIVE SAL ZISA AND OTHER
UNNAMED POLICE OFFICERS,

Defendant.

STIPULATION
DISCONTINUING FOURTH
CAUSE OF ACTION
ALLEGING FEDERAL
CIVIL RIGHTS
VIOLATIONS

Docket No.: 08 CV 6262

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned, the attorneys of record for the Plaintiff and Defendant **THE CITY OF NEW YORK** that whereas none of these parties is an infant or incompetent person for whom a committee has been appointed and no person not one of these named parties has an interest in the subject matter of the action, **the Fourth Cause of Action alleging a violation of the Plaintiff's Federal civil rights pursuant to 42 USC §1983 in the above entitled action be, as against THE CITY OF NEW YORK and THE NEW YORK CITY POLICE DEPARTMENT and all other Defendants and the same is hereby discontinued, with prejudice, and without costs to either party as against the other.**

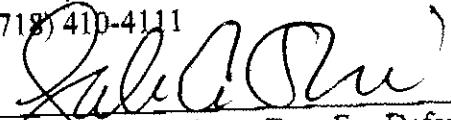
Dated: Bronx, New York
July 21, 2008



ELLIOT H. FULD

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THE CITY OF NEW YORK

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